United Nations A/C.6/56/L.2

General Assembly

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10 October 2001
English
Original: French

Fifty-sixth session
Sixth Committee
Agenda item 172
Observer status for the International Hydrographic Organization in the General Assembly

Argentina, Australia, Belgium, Brazil, Canada, Colombia, Croatia, Cyprus, Denmark, Ecuador, France, Guatemala, Italy, Monaco, Morocco, Netherlands, Peru, Philippines, Poland and Portugal: draft resolution

Observer status for the International Hydrographic Organization in the General Assembly

The General Assembly,

Wishing to promote cooperation between the United Nations and the International Hydrographic Organization,

1. *Decides* to invite the International Hydrographic Organization to participate in its sessions and its work in the capacity of observer;

2. *Requests* the Secretary-General to take the necessary action to implement the present resolution.

01-57467 (E) 101001

United Nations A/C.6/56/L.3

General Assembly

Distr.: Limited
17 October 2001

Original: English

Fifty-sixth session
Sixth Committee
Agenda item 173
Observer status for the Community of Sahelo-Saharan States in the General Assembly

Burkina Faso, Central African Republic, Chad, Djibouti, Egypt, Eritrea, Gambia, Libyan Arab Jamahiriya, Mali, Morocco, Niger, Nigeria, Senegal, Somalia, Sudan and Tunisia: draft resolution

Observer status for the Community of Sahelo-Saharan States in the General Assembly

The General Assembly,

Considering the importance of the Community of Sahelo-Saharan States, an intergovernmental organization that addresses the common interests of its members and takes account of the diverse links that unite their peoples, and given its determination to confront the factors that have caused economic backwardness and instability in its member States, its conviction that joint action in a framework of complementarity is the best way to integrate its countries and peoples, its commitment to the maintenance of international peace and security in the Sahelo-Saharan region and its determination to satisfy the wish for economic, cultural, political and social integration in accordance with the Charter of the United Nations, the Charter of the Organization of African Unity, the Charter of the Organization of the Islamic Conference, the 1991 Treaty establishing the African Economic Community (Abuja Treaty) and the constitutive documents of the regional organizations to which its member States belong,

Considering also the need, frequently noted by the United Nations, to promote and support every effort towards the development of bilateral and multilateral cooperation on the basis of international law,

Noting that the Treaty establishing the Community of Sahelo-Saharan States stresses regional cooperation as part of the process of achieving African unity on the basis of human rights and fundamental freedoms and the promotion of social justice and stability,

Wishing to promote cooperation between the United Nations and the Community of Sahelo-Saharan States,

01-58527 (E) 171001

1. *Decides* to invite the Community of Sahelo-Saharan States to participate in the sessions and the work of the General Assembly in the capacity of observer;

2. *Requests* the Secretary-General to take the necessary action to implement the present resolution.

United Nations A/C.6/56/L.4

General Assembly

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17 October 2001

Original: English

Fifty-sixth session
Sixth Committee
Agenda item 176
Observer status for Partners in Population and Development in the General Assembly

Bangladesh, China, Colombia, Egypt, Gambia, India, Indonesia, Kenya, Mali, Mexico, Morocco, Pakistan, Tunisia, Uganda and Zimbabwe: draft resolution

Observer status for Partners in Population and Development in the General Assembly

The General Assembly,

Considering the importance of the work of Partners in Population and Development,

Taking into account the importance of greater interaction between Partners and member States and relevant United Nations bodies, programmes and agencies in the area of population and development,

Wishing to promote cooperation between the United Nations and Partners in Population and Development,

1. *Decides* to invite Partners in Population and Development to participate in the sessions and the work of the General Assembly in the capacity of observer;

2. *Requests* the Secretary-General to take the necessary action to implement the present resolution.

01-58533 (E) 171001

United Nations A/C.6/56/L.4/Corr.1

General Assembly

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18 October 2001

Original: English

Fifty-sixth session
Sixth Committee
Agenda item 176
Observer status for Partners in Population and Development in the General Assembly

Bangladesh, China, Colombia, India, Indonesia, Kenya, Mali, Mexico, Morocco, Pakistan, Tunisia and Uganda: draft resolution

Observer status for Partners in Population and Development in the General Assembly

Corrigendum

The list of co-sponsors for draft resolution A/C.6/56/L.4 dated 17 October 2001 should read as above.

01-58857 (E) 181001

United Nations A/C.6/56/L.5

General Assembly

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17 October 2001

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Fifty-sixth session
Sixth Committee
Agenda item 168
Observer status for the International Institute for Democracy and Electoral Assistance in the General Assembly

Draft decision

Observer status for the International Institute for Democracy and Electoral Assistance in the General Assembly

The General Assembly, on the recommendation of the Sixth Committee, decides to resume its consideration of and defer a decision on the request for observer status for the International Institute for Democracy and Electoral Assistance in the General Assembly[1] to its fifty-seventh session.

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[1] A/55/226.

01-58517 (E) 171001

United Nations A/C.6/56/L.6

General Assembly

Distr.: Limited
19 October 2001

Original: English

Fifty-sixth session
Sixth Committee
Agenda item 165
Report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization

Bulgaria, Russian Federation and Ukraine: draft resolution

Implementation of the provisions of the Charter of the United Nations related to assistance to third States affected by the application of sanctions

The General Assembly,

Concerned about the special economic problems confronting certain States arising from the carrying out of preventive or enforcement measures taken by the Security Council against other States, and taking into account the obligation of Members of the United Nations under Article 49 of the Charter of the United Nations to join in affording mutual assistance in carrying out the measures decided upon by the Security Council,

Recalling the right of third States confronted with special economic problems of that nature to consult the Security Council with regard to a solution of those problems, in accordance with Article 50 of the Charter,

Recognizing the desirability of the consideration of further appropriate procedures for consultations to deal in a more effective manner with the problems referred to in Article 50 of the Charter,

Recalling:

(a) The report of the Secretary-General entitled "An Agenda for Peace",[1] in particular paragraph 41 thereof,

(b) Its resolution 47/120 A of 18 December 1992, entitled "An Agenda for Peace: preventive diplomacy and related matters", its resolution 47/120 B of 20 September 1993, entitled "An Agenda for Peace", in particular section IV thereof, entitled "Special economic problems arising from the implementation of preventive

[1] A/47/277-S/24111.

01-59201 (E) 221001

or enforcement measures", and its resolution 51/242 of 15 September 1997, entitled "Supplement to an Agenda for Peace", in particular annex II thereto, entitled "Question of sanctions imposed by the United Nations",

(c) The position paper of the Secretary-General entitled "Supplement to an Agenda for Peace",[2]

(d) The statement by the President of the Security Council of 22 February 1995,[3]

(e) The report of the Secretary-General[4] prepared pursuant to the statement by the President of the Security Council[5] regarding the question of special economic problems of States as a result of sanctions imposed under Chapter VII of the Charter,

(f) The annual overview reports of the Administrative Committee on Coordination for the period from 1992 to 2000,[6] in particular the sections therein on assistance to countries invoking Article 50 of the Charter of the United Nations,

(g) The reports of the Secretary-General on economic assistance to States affected by the implementation of the Security Council resolutions imposing sanctions against the Federal Republic of Yugoslavia[7] and General Assembly resolutions 48/210 of 21 December 1993, 49/21 A of 2 December 1994, 50/58 E of 12 December 1995, 51/30 A of 5 December 1996, 52/169 H of 16 December 1997, 54/96 G of 15 December 1999 and 55/170 of 14 December 2000,

(h) The reports of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization on the work of its sessions held in the years 1994 to 2001,[8]

(i) The reports of the Secretary-General on the implementation of the provisions of the Charter related to assistance to third States affected by the application of sanctions under Chapter VII of the Charter,[9]

(j) The report of the Secretary-General to the Millennium Assembly of the United Nations,[10] in particular section IV.E thereof, entitled "Targeting sanctions",

(k) The United Nations Millennium Declaration,[11] in particular paragraph 9 thereof,

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[2] A/50/60-S/1995/1.

[3] S/PRST/1995/9; see *Resolutions and Decisions of the Security Council, 1995.*

[4] A/48/573-S/26705.

[5] S/25036; see *Resolutions and Decisions of the Security Council, 1992.*

[6] E/1993/81, E/1994/19, E/1995/21, E/1996/18 and Add.1, E/1997/54 and Corr.1, E/1998/21, E/1999/48, E/2000/53 and E/2001/55.

[7] A/49/356, A/50/423, A/51/356, A/52/535, A/54/534, A/55/620 and Corr.1 and A/56/361.

[8] *Official Records of the General Assembly, Forty-ninth Session, Supplement No. 33* (A/49/33); ibid., *Fiftieth Session, Supplement No. 33* (A/50/33); ibid., *Fifty-first Session, Supplement No. 33* (A/51/33); ibid., *Fifty-second Session, Supplement No. 33* and corrigendum (A/52/33 and Corr.1); ibid., *Fifty-third Session, Supplement No. 33* (A/53/33); ibid., *Fifty-fourth Session, Supplement No. 33* and corrigendum (A/54/33 and Corr.1); ibid., *Fifty-fifth Session, Supplement No. 33* (A/55/33); and ibid., *Fifty-sixth Session, Supplement No. 33* (A/56/33).

[9] A/50/361, A/51/317, A/52/308, A/53/312, A/54/383, A/55/295 and Add.1 and A/55/303.

[10] A/54/2000.

[11] See resolution 55/2.

(l) The report of the Secretary-General entitled "Road map towards implementation of the United Nations Millennium Declaration",[12] in particular paragraphs 56 to 61 thereof,

Taking note of the most recent report of the Secretary-General, submitted in accordance with General Assembly resolution 55/157 of 12 December 2000,[13]

Taking note also of the report of the Office of Internal Oversight Services on the in-depth evaluation of the United Nations programmes relating to global development trends, issues and policies, and global approaches to social and microeconomic issues and policies, and the corresponding subprogrammes in the regional commissions,[14] in particular recommendation 3 contained therein, as approved by the Committee for Programme and Coordination at its fortieth session,[15]

Recalling that the question of assistance to third States affected by the application of sanctions has been addressed recently in several forums, including the General Assembly, the Security Council, the Economic and Social Council and their subsidiary organs,

Recalling also the measures taken by the Security Council, in accordance with the statement by the President of the Security Council of 16 December 1994,[16] that, as part of the effort of the Council to improve the flow of information and the exchange of ideas between members of the Council and other States Members of the United Nations, there should be increased recourse to open meetings, in particular at an early stage in its consideration of a subject,

Recalling further the measures taken by the Security Council in accordance with the note by the President of the Security Council of 29 January 1999[17] aimed at improving the work of the sanctions committees, including increasing the effectiveness and transparency of those committees,

Stressing that, in the formulation of sanctions regimes, due account should be taken of the potential effects of sanctions on third States,

Stressing also, in this context, the powers of the Security Council under Chapter VII of the Charter and the primary responsibility of the Council under Article 24 of the Charter for the maintenance of international peace and security in order to ensure prompt and effective action by the United Nations,

Recalling that, under Article 31 of the Charter, any Member of the United Nations that is not a member of the Security Council may participate, without vote, in the discussion of any question brought before the Council whenever the latter considers that the interests of that Member are specially affected,

Recognizing that the imposition of sanctions under Chapter VII of the Charter has been causing special economic problems in third States and that it is necessary to intensify efforts to address those problems effectively,

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[12] A/56/326.

[13] A/56/303.

[14] E/AC.51/2000/2.

[15] See *Official Records of the General Assembly, Fifty-fifth Session, Supplement No. 16* and corrigendum (A/55/16 and Corr.1), chap. II.C.1, para. 243.

[16] See PRST/1994/81; see *Resolutions and Decisions of the Security Council, 1994*.

[17] S/1999/92; see *Resolutions and Decisions of the Security Council, 1999*.

Taking into consideration the views of third States which could be affected by the imposition of sanctions,

Recognizing that assistance to third States affected by the application of sanctions would further contribute to an effective and comprehensive approach by the international community to sanctions imposed by the Security Council,

Recognizing also that the international community at large and, in particular, international institutions involved in providing economic and financial assistance should continue to take into account and address in a more effective manner the special economic problems of affected third States arising from the carrying out of preventive or enforcement measures taken by the Security Council under Chapter VII of the Charter, in view of their magnitude and of the adverse impact on the economies of those States,

Recalling the provisions of its resolutions 50/51 of 11 December 1995, 51/208 of 17 December 1996, 52/162 of 15 December 1997, 53/107 of 8 December 1998, 54/107 of 9 December 1999 and 55/157 of 12 December 2000,

1. *Renews its invitation* to the Security Council to consider the establishment of further mechanisms or procedures, as appropriate, for consultations as early as possible under Article 50 of the Charter of the United Nations with third States which are or may be confronted with special economic problems arising from the carrying out of preventive or enforcement measures imposed by the Council under Chapter VII of the Charter, with regard to a solution of those problems, including appropriate ways and means for increasing the effectiveness of its methods and procedures applied in the consideration of requests by the affected States for assistance;

2. *Welcomes* the measures taken by the Security Council since the adoption of General Assembly resolution 50/51, most recently the note by the President of the Security Council of 17 April 2000,[18] whereby the members of the Security Council decided to establish an informal working group of the Council to develop general recommendations on how to improve the effectiveness of United Nations sanctions, looks forward to the speedy adoption of the draft outcome of the working group, in particular those provisions thereof regarding the issues of unintended impacts of sanctions and assistance to States in implementing sanctions, and strongly recommends that the Council continue its efforts to further enhance the effectiveness and transparency of the sanctions committees, to streamline their working procedures and to facilitate access to them by representatives of States that find themselves confronted with special economic problems arising from the carrying out of sanctions;

3. *Invites* the Security Council and its sanctions committees to ensure that:

(a) Both pre-assessment reports and ongoing assessment reports include as part of their analysis the likely and actual unintended impact of the sanctions on third States and recommend ways in which negative impacts can be mitigated,

(b) Sanctions committees provide opportunities for third States affected by sanctions to brief them on unintended impacts they are experiencing and assistance needed by them to mitigate negative impacts,

[18] S/2000/319; see *Resolutions and Decisions of the Security Council, 2000.*

(c) The Secretariat continues to provide, upon request, advice and information to third States to help them to pursue means to mitigate the unintended impact of sanctions, e.g. on invoking Article 50 of the Charter for consultation with the Security Council,

(d) Where economic sanctions have had severe effects on third States, the Security Council requests the Secretary-General to consider appointing a special representative or dispatching, as necessary, fact-finding missions on the ground to undertake necessary assessments and to identify, as appropriate, possible ways of assistance, and that, in the same context, the Security Council considers establishing working groups to consider such situations;

4. *Requests* the Secretary-General to pursue the implementation of General Assembly resolutions 50/51, 51/208, 52/162, 53/107, 54/107 and 55/157 and to ensure that the competent units within the Secretariat develop the adequate capacity and appropriate modalities, technical procedures and guidelines to continue, on a regular basis, to collate and coordinate information about international assistance available to third States affected by the implementation of sanctions, to continue developing a possible methodology for assessing the adverse consequences actually incurred by third States and to explore innovative and practical measures of assistance to the affected third States;

5. *Welcomes* the report of the Secretary-General containing a summary of the deliberations and main findings of the ad hoc expert group meeting on developing a methodology for assessing the consequences incurred by third States as a result of preventive or enforcement measures and on exploring innovative and practical measures of international assistance to the affected third States,[19] and renews its invitation to States and relevant international organizations within and outside the United Nations system which have not yet done so to provide their views regarding the report of the ad hoc expert group meeting;

6. *Requests* the Secretary-General to expedite the preparation of a report to the General Assembly containing his views on the deliberations and main findings, including the recommendations, of the ad hoc expert group on the implementation of the provisions of the Charter related to assistance to third States affected by the application of sanctions, taking into account the views of States, the organizations of the United Nations system, international financial institutions and other international organizations, as well as the Chairman's proposed outcome of the informal working group of the Security Council on general issues relating to sanctions;

7. *Reaffirms* the important role of the General Assembly, the Economic and Social Council and the Committee for Programme and Coordination in mobilizing and monitoring, as appropriate, the economic assistance efforts by the international community and the United Nations system on behalf of States confronted with special economic problems arising from the carrying out of preventive or enforcement measures imposed by the Security Council and, as appropriate, in identifying solutions to the special economic problems of those States;

8. *Takes note* of the decision of the Economic and Social Council, in its resolution 2000/32 of 28 July 2000, to continue its consideration of the question of assistance to third States affected by the application of sanctions, invites the

[19] A/53/312.

Council, at its organizational session for 2002, to make appropriate arrangements for this purpose within its programme of work for 2002, and decides to transmit the most recent report of the Secretary-General on the implementation of the provisions of the Charter related to assistance to third States affected by the application of sanctions,[12] together with the relevant background materials, to the Council at its substantive session of 2002;

9. *Invites* the organizations of the United Nations system, international financial institutions, other international organizations, regional organizations and Member States to address more specifically and directly, where appropriate, special economic problems of third States affected by sanctions imposed under Chapter VII of the Charter and, for this purpose, to consider improving procedures for consultations to maintain a constructive dialogue with such States, including through regular and frequent meetings as well as, where appropriate, special meetings between the affected third States and the donor community, with the participation of United Nations agencies and other international organizations;

10. *Requests* the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization, at its session in 2002, to continue to consider on a priority basis the question of the implementation of the provisions of the Charter related to assistance to third States affected by the application of sanctions under Chapter VII of the Charter, taking into consideration all of the related reports of the Secretary-General, in particular the 1998 report containing a summary of the deliberations and main findings of the ad hoc expert group meeting convened pursuant to paragraph 4 of General Assembly resolution 52/162,[18] together with the most recent report of the Secretary-General on this question,[12] the forthcoming report of the informal working group of the Security Council on general issues relating to sanctions, the proposals submitted on the question, the debate on the question in the Sixth Committee during the fifty-sixth session of the Assembly and the text on the question of sanctions imposed by the United Nations contained in annex II to Assembly resolution 51/242, as well as the implementation of the provisions of Assembly resolutions 50/51, 51/208, 52/162, 53/107, 54/107, 55/157 and the present resolution;

11. *Decides* to consider, within the Sixth Committee, or a working group of the Committee, at the fifty-seventh session of the General Assembly, further progress in the elaboration of effective measures aimed at the implementation of the provisions of the Charter related to assistance to third States affected by the application of sanctions under Chapter VII of the Charter;

12. *Requests* the Secretary-General to submit a report on the implementation of the present resolution to the General Assembly at its fifty-seventh session, under the agenda item entitled "Report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization".

United Nations A/C.6/56/L.7

General Assembly

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22 October 2001

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Fifty-sixth session
Sixth Committee
Agenda item 160
Convention on jurisdictional immunities of States and their property

Draft resolution

Convention on jurisdictional immunities of States and their property

The General Assembly,

Recalling its resolution 55/150 of 12 December 2000, wherein it was decided to establish an Ad Hoc Committee on Jurisdictional Immunities of States and Their Property, open also to participation by States members of the specialized agencies, to further the work done, consolidate areas of agreement and resolve outstanding issues with a view to elaborating a generally acceptable instrument based on the draft articles on jurisdictional immunities of States and their property adopted by the International Law Commission at its forty-third session,[1] and also on the discussions of the open-ended working group of the Sixth Committee and their results,[2]

1. *Decides* that the Ad Hoc Committee on Jurisdictional Immunities of States and Their Property shall meet from 4 to 15 February 2002;

2. *Requests* the Secretary-General to make available to the Ad Hoc Committee the comments submitted by States in accordance with General Assembly resolution 49/61 of 9 December 1994 and on the reports of the open-ended working group of the Sixth Committee established under resolutions 53/98 of 8 December 1998 and 54/101 of 9 December 1999;

3. *Requests* the Ad Hoc Committee to report to the General Assembly at its fifty-seventh session on the outcome of its work;

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[1] *Yearbook of the International Law Commission, 1991*, vol. II, Part Two (United Nations publication, Sales No. E.93.V.9 (Part 2)), document A/46/10, chap. II, para. 28.

[2] See A/C.6/54/L.12 and A/C.6/55/L.12; see also *Official Records of the General Assembly, Fifty-fourth Session, Sixth Committee, 30th meeting* (A/C.6/54/SR.30), and corrigendum; and ibid., *Fifty-fifth Session, Sixth Committee, 30th and 31st meetings* (A/C.6/55/SR.30 and SR.31), and corrigendum.

01-59521 (E) 221001

4. *Decides* to include in the provisional agenda of its fifty-seventh session the item entitled "Convention on jurisdictional immunities of States and their property".